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3 **UNITED STATES DISTRICT COURT**  
4 **NORTHERN DISTRICT OF CALIFORNIA**  
5 **SAN JOSE DIVISION**

6 JOHN VITALICH,  
7 Appellant,  
8

9 v.

10 THE BANK OF NEW YORK MELLON,  
11 FKA BANK OF NEW YORK,  
12 Appellee.

Case No. 16-cv-00420-BLF

**ORDER GRANTING APPELLANT'S  
REQUEST FOR AN EXTENSION OF  
TIME TO FILE OPENING BRIEF ON  
APPEAL; AND MODIFYING BRIEFING  
SCHEDULE**

[Re: ECF 5]

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14 Appellant John Vitalich, proceeding pro se, seeks a thirty-day extension of time to file his  
15 opening brief on appeal from an order of the Bankruptcy Court. Appellant's request is  
16 GRANTED and Court hereby MODIFIES the briefing schedule on the appeal as follows:

- 17 (1) Appellant's opening brief shall be filed and served on or before March 30, 2016;  
18 (2) Appellee's response brief shall be filed and served within thirty days after service  
19 of Appellant's brief; and  
20 (3) Appellant's reply brief shall be filed and served within fourteen days after service  
21 of Appellee's brief.

22 **IT IS SO ORDERED.**

23  
24 Dated: February 29, 2016

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26 BETH LABSON FREEMAN  
27 United States District Judge  
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